

REMARKS

This Application has been carefully reviewed in light of the Office Action mailed April 1, 2005. In order to advance prosecution of this case, Applicants amend Claims 16, 50, and 53. Applicants also cancel Claims 19, 42-49, and 52 without prejudice or disclaimer. Additionally, Applicants previously cancelled Claims 1-15, 17, and 25-27 without prejudice or disclaimer. Applicants respectfully request reconsideration and favorable action in this case.

Allowable Subject Matter

Applicants note with appreciation the Examiner's allowance of Claims 28-41 and 55-62. Applicants also note with appreciation the Examiner's indication that Claims 18-21 and 52, and 55-62 would be allowable if rewritten in independent form. As discussed below, Applicants amend Claims 16 and 50 to include elements of Claims 19 and 52, respectively, thereby placing Claims 16 and 50 in condition for allowance in accordance with the Examiner's indications.

Section 112 Rejections

The Examiner rejects Claims 53-54 under 35 U.S.C. § 112, second paragraph as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicants regard as the invention. Applicants respectfully note that 35 U.S.C. § 112 requires only that the claims “particularly point out and distinctly claim[] the subject matter which the applicant regards as his invention.” Furthermore, Applicants also respectfully note that:

Breadth of a claim is not to be equated with indefiniteness. If the scope of the subject matter embraced by the claims is clear, and if applicants have not otherwise indicated that they intend the invention to be of a scope different from the defined in the claims, then the claims comply with 35 U.S.C. 112, second paragraph.

MPEP § 2173.04 (citation omitted).

Nothing in the specification or the surrounding language of Claims 53 and 54 necessitates further limiting the claim elements in question. Moreover, Applicants have not attempted to limit the scope of the claim to embodiments where the first network or the second network is a circuit-switched network, or to exclude either of these possibilities. Applicants respectfully note that, according to the language of Claims 53 and 54, either, both, or neither of first network and second network may represent a circuit-switched network. Additionally, the plain language of Claims 53 and 54 does not require that the claimed circuit-switched network necessarily represent either of the first network and the second network. Claim 30 properly leaves open the possibility that the “circuit switched network” may represent the first network, the second network, or an unspecified third network.

As a result, Applicants respectfully traverse the Examiners rejection of Claims 53 and 54. For the purposes of advancing prosecution, however, Applicants amend Claims 53 and 54, thereby obviating the Examiner’s rejection of these Claims

Section 102 Rejections

The Examiner rejects Claims 16 and 42 under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,192,045 issued to Williams et al. (“*Williams*”). Applicants amend Claim 16 to include elements of Claim 19, which the Examiner indicates would be allowable if rewritten in independent form. Claim 12 is thus allowable for at least this reason. Applicants respectfully request reconsideration and allowance of Claim 12.

The Examiner rejects Claims 43, 46-47, 49, and 50-51 are rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,539,077 issued to Ranalli et al. (“*Ranalli*”). As noted above, Applicants amend Claim 50 to include elements of Claim 52, thereby placing Claim 50 in condition for allowance in accordance with the Examiner’s indications. Claim 50 is thus allowable for at least this reason. Applicants respectfully request reconsideration and allowance of Claim 50 and its dependents.

Additionally, Applicants cancel Claims 43, 46-47, and 49 without prejudice or disclaimer. Applicants wish to note that with respect to all cancellations and amendments herein, Applicants reserve the right to pursue broader subject matter than that currently claimed through the filing of continuations and/or other related applications.

Section 103 Rejections

The Examiner rejects Claims 22-24 under 35 U.S.C. § 103(a) as being unpatentable over *Williams*. Claims 22-24 depend from Claim 16 which has been shown above to be allowable. Claims 22-24 are allowable for at least these reasons. Applicants respectfully request reconsideration and allowance of Claims 22-24.

The Examiner rejects Claims 44-45 and 48 under *Ranalli*. In rejecting Claims 44-45 and 48, the Examiner takes Official Notice of particular elements of those claims that the Examiner asserts are well-known. Applicants respectfully traverse this Official Notice and disagree with the Examiner regarding the alleged notoriety of these elements. If the Examiner intends to continue to rely on these Official Notices in rejecting any claims, Applicants respectfully request the Examiner to cite a reference or provide a signed affidavit in support of Examiner's position. *See* MPEP § 2144.03. However, for the purposes of advancing prosecution, Applicants cancel Claims 44-45 and 48, thereby obviating the Examiner's rejection of these Claims.

Conclusions

Applicants have made an earnest attempt to place this case in condition for allowance. For the foregoing reasons, and for other reasons clearly apparent, Applicants respectfully request full allowance of all pending Claims. If the Examiner feels that a telephone conference or an interview would advance prosecution of this Application in any manner, the undersigned attorney for Applicants stands ready to conduct such a conference at the convenience of the Examiner.

No fees are believed to be due, however, the Commissioner is hereby authorized to charge any fees or credit any overpayments to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,

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Date: July 1, 2005

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